

IN THE CLAIMS:

Please cancel claims 1-6, 12, 15 and 25-45 without prejudice or disclaimer.

Please add claims 46-60 as follows:

SUB 7
E1
--46. A toothbrush assembly comprising:

a) an elongated handle including:

i) a first end;

ii) a second end; and

iii) a bristle head being positioned on said first end and extending from the first side of said handle;

and

D1
b) a stand in the shape of first and second feet, said first and second feet being positioned together to form a solid bottom surface, the heel of each of said first and second feet being positioned together to form a single heel surface, said single heel surface including a recess extending through the top side thereof and towards the sole thereof for selectively receiving said second end of said handle and thereby retaining said handle in a vertical position when said stand is placed on a horizontal surface.

Sub F2

--47. The toothbrush assembly as claimed in claim 46, further comprising a base connected to the bottom side of said stand.--

--48. The toothbrush assembly as claimed in claim 47, wherein said base includes a recess extending therethrough and in alignment with said recess in said stand for receiving said second end of said handle.--

--49. The toothbrush assembly as claimed in claim 48, wherein the front end of said first and second feet extend in the same direction of said bristle head.--

--50. The toothbrush assembly as claimed in claim 49, wherein the back end of said first and second feet are substantially flush with the second side of the handle opposite said first side.--

--51. The toothbrush assembly as claimed in claim 46, wherein said handle is in the shape of a torso of an animate object conforming with said shape of said first and second feet, said first end of said handle further including expanded vertical and horizontal members having the shape of arms extending therefrom.--

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7-55. The toothbrush assembly as claimed in claim 6, wherein said second end of said handle further includes expanded vertical and horizontal members having the shape of legs matching said torso. A

Sub F4

--53. The toothbrush assembly as claimed in claim 52, further comprising a cover having the shape of a head conforming with said shape of said handle and first and second feet for selectively covering said bristle head.--

--54. A toothbrush assembly comprising:

a) an elongated handle including;

- i) a first end;
- ii) a second end; and
- iii) a bristle head being positioned on said first end and extending from the first side of said handle;

and

b) a stand extending from and formed to said second end of said handle, said stand having the shape of first and second feet, said first and second feet being positioned together to form a solid bottom surface for

retaining said handle in a vertical position when placed on a horizontal surface, the front end of said first and second feet extending in the same direction of said bristle head and the back end of said first and second feet being substantially flush with the second side of the handle opposite said first side, the front end of said first and second feet extends further outwardly than the back end of said first and second feet.

D' --55. The toothbrush assembly as claimed in claim 54, wherein the back end of said first and second feet extends outwardly the same amount as the front end of said first and second feet.--

X --56. The toothbrush assembly as claimed in claim 54, wherein said handle is in the shape of a torso of an animate object conforming with said shape of first and second feet, said first end of said handle further including expanded vertical and horizontal members having the shape of arms extending therefrom.--

D --57. The toothbrush assembly as claimed in claim 56, wherein said second end of said handle further includes expanded vertical and horizontal members having the shape of legs matching said torso.--

--58. The toothbrush assembly as claimed in claim 56, further comprising a cover having the shape of a head conforming with the shape of said handle and first and second feet for selectively covering said bristle head.

E F --59.9. The toothbrush assembly as claimed in claim 46, wherein said animate object is a standing rabbit figure.

D1 --60. The toothbrush assembly as claimed in claim 46, wherein said animate object is a standing girl figure.--

ADD E3 >

REMARKS

Claims 46-60 are pending in the application. In response to this Office Action claims 1-6, 12, 15 and 25-45 have been canceled and claims 46-60 have been added.

Rejection of Claims 12, 25, 26, 30, 32, 33 and 35 under 35 USC 112, second paragraph

Claims 12, 25, 26, 30, 32, 33 and 35 stand rejected under 35 USC 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter regarded as the invention.